

RETURN DATE: August 20, 2019 : SUPERIOR COURT

TIMOTHY MEEKER SR., : J.D. OF LITCHFIELD
CONSERVATOR OF THE ESTATE
AND PERSON OF TIMOTHY
MEEKER, JR.

VS. : AT TORRINGTON

THE BRIDGEWATER FIRE
DEPARTMENT, INCORPORATED,
ET AL : JULY 17, 2019

COMPLAINT

FIRST COUNT: (Timothy Meeker, Sr., Conservator of the Estate and Person of Timothy Meeker, Jr. vs. The Bridgewater Fire Department, Incorporated – Negligence)

1. On November 1, 2018, Timothy Meeker, Sr. was appointed Conservator for the Estate and Person of Timothy Meeker, Jr. by the Southbury Probate Court and is duly authorized to act in that capacity.

2. At all times mentioned herein, the defendant, The Bridgewater Fire Department, Incorporated, was domestic non-stock corporation authorized to do business and doing business in the State of Connecticut with a business address of 100 Main Street South in Bridgewater, CT.

3. At all times mentioned here, the defendant organized, planned, operated, managed, directed, controlled and supervised an event known as the Bridgewater Country Fair which took place over three days from August 17 through August 19, 2018, on a large tract of land adjacent to 100 Main Street South in Bridgewater, CT. The defendant also owned, possessed, controlled and maintained the property on which the Bridgewater Country Fair took place, including designated parking areas for the Fair.

4. On August 18, 2018, an antique tractor pull contest was scheduled to take place at the Fair. John Hall was at the Fair on August 18, 2018 with an antique tractor and participated in the antique tractor pull event.

5. Due to inclement weather during that same day, some vehicles in one of the Fair's grass parking areas became stuck due to muddy and slippery conditions in that parking area. A Fair volunteer working under the direction of the defendant asked John Hall to use his antique tractor to help tow stuck motor vehicles out of the muddy parking area. John Hall agreed to do this.

6. During the time John Hall was helping to tow vehicles out of the muddy parking area at the behest of the defendant, the conserved victim,

Timothy Meeker, Jr., and another person, John Hamilton, were standing on the metal frame of the tractor next to the driver's seat.

7. After towing several cars out of the muddy parking area, John Hall started to drive the tractor back to the rear entrance gate of the fairgrounds with Timothy Meeker, Jr. and John Hamilton positioned on the tractor as stated above.

8. During this short trip from the parking area to the rear entrance gate, the conserved victim, Timothy Meeker, Jr., fell from the tractor and was run over by the left tractor tire, resulting in the severe injuries and losses more fully set forth below.

9. The conserved victim, Timothy Meeker Jr.'s, injuries and losses were caused by the negligence of the defendant, Bridgewater Fire Department, Inc., its agents, servants and/or employees, in one or more of the following ways:

- a) They directed/requested/allowed the use of the aforementioned antique tractor for the towing of vehicles stuck in one of the Fair's parking areas when they knew or should have known it was unsafe to do so;

- b) The directed/requested/allowed a Fair attendee, John Hall, to use his antique tractor to tow vehicles stuck in one of the Fair's parking areas when they knew or should have known that it was unsafe to do so;
- c) They allowed passengers to remain on the subject antique tractor both during and after the towing of stuck vehicles from the aforementioned parking area when they knew or should have known it was unsafe to do so;
- d) They failed to direct/instruct/order that all passengers be removed from the subject antique tractor while it was engaged in vehicle towing activities in one of the Fair's parking areas and while returning to the fairgrounds;
- e) They failed to properly monitor, supervise and direct the towing of stuck vehicles from the aforementioned parking area;
- f) They failed to properly train the Fair's personnel responsible for the subject parking area with regard to the safe and proper towing of stuck vehicles in said parking area, including the retention and use of purpose-built towing vehicles;
- g) They failed to adhere to the Fair's own internal safety policies, procedures and recommendations regarding the use and operation of antique tractors on the fairgrounds;
- h) They failed to develop adequate policies and procedures for identifying and responding to potential hazards resulting from adverse weather conditions, including vehicles that may become stuck in the Fair's parking areas;

- i) They failed to develop and/or implement adequate traffic management and parking plans to address known and foreseeable hazards;
- j) They failed to follow recognized industry safety standards, including the Event Management Body of Knowledge Model, relating to the Fair's organization, planning, management, supervision, monitoring, communications, training, hiring, risk/hazard assessment, and event safety policy and procedure development and implementation, when they knew or should have known it was unsafe not to do so.

10. As a result of the negligence of the defendant, its agents, servants and/or employees as more fully described above, the conserved victim, Timothy Meeker, Jr., suffered the following injuries, some or all of which may be permanent in nature:

- a) Traumatic brain injury;
- b) Subdural hematoma;
- c) Right parietal and temporal skull fractures with underlying epidural hematoma;
- d) Large subfalcine brain herniation to the left side;
- e) Large diffuse subarachnoid hemorrhage;
- f) Sphenoid bone fracture;

- g) Occipital bone fracture;
- h) Right apical pneumothorax;
- i) Bilateral lung lesions;
- j) Bilateral pneumothoraces;
- k) Liver laceration;
- l) Adrenal hemorrhage;
- m) Left upper and lower extremity weakness;
- n) Urinary incontinence;
- o) Decreased mental status;
- p) Hydrocephalus;
- q) Pain and suffering, both physical and emotional.

11. As a further result of the negligence of the defendant, its agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr. through his Conservator, Timothy Meeker, Sr., has been forced to expend large sums of money for hospital and medical care, medicines, diagnostic tests and therapy, all necessary to his recovery, and may be forced to expend additional sums in the future.

12. As a further result of the negligence of the defendant, its agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr., has been unable to work, to his financial detriment; furthermore, he has suffered a loss of earning capacity.

13. As a further result of the negligence of the defendant, its agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr., was unable, and remains unable, to participate in and enjoy his usual activities.

SECOND COUNT: (Timothy Meeker, Sr., Conservator of the Estate and Person of Timothy Meeker, Jr. vs. Ron Rotter – Negligence)

1. On November 1, 2018, Timothy Meeker, Sr. was appointed Conservator for the Estate and Person of Timothy Meeker, Jr. by the Southbury Probate Court and is duly authorized to act in that capacity.

2. At all times mentioned herein, the defendant, Ron Rotter, was a volunteer firefighter with the Bridgewater Volunteer Fire Department located at 100 Main Street South in Bridgewater, CT, and held the position of Fire Chief within that organization.

3. At all times mentioned here, the defendant, his agents, servants and/or employees, organized, planned, operated, managed, directed, controlled and supervised an event known as the Bridgewater Country Fair which took place over three days from August 17 through August 19, 2018, on a large tract of land adjacent to 100 Main Street South in Bridgewater, CT. The defendant, his agents, servants and/or employees, also possessed and controlled the property on which the Bridgewater Country Fair took place, including designated parking areas for the Fair.

4. On August 18, 2018, an antique tractor pull contest was scheduled to take place at the Fair. John Hall was at the Fair on August 18, 2018 with an antique tractor and participated in the antique tractor pull event.

5. Due to inclement weather during that same day, some vehicles in one of the Fair's grass parking areas became stuck due to muddy and slippery conditions in that parking area. A Fair volunteer working under the direction of the defendant asked John Hall to use his antique tractor to help tow stuck motor vehicles out of the muddy parking area. John Hall agreed to do this.

6. During the time John Hall was helping to tow vehicles out of the muddy parking area at the behest of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr., and another person, John Hamilton, were standing on the metal frame of the tractor next to the driver's seat.

7. After towing several cars out of the muddy parking area, John Hall started to drive the tractor back to the rear entrance gate of the fairgrounds with Timothy Meeker, Jr. and John Hamilton positioned on the tractor as stated above.

8. During this short trip from the parking area to the rear entrance gate, the conserved victim, Timothy Meeker, Jr., fell from the tractor and was run over by the left tractor tire, resulting in the severe injuries and losses more fully set forth below.

9. The conserved victim, Timothy Meeker Jr.'s, injuries and losses were caused by the negligence of the defendant, Ron Rotter, his agents, servants and/or employees, in one or more of the following ways:

- a) They directed/requested/allowed the use of the aforementioned antique tractor for the towing of vehicles stuck in one of the Fair's parking areas when they knew or should have known it was unsafe to do so;
- b) They directed/requested/allowed a Fair attendee, John Hall, to use his antique tractor to tow vehicles stuck in one of the Fair's parking areas when they knew or should have known that it was unsafe to do so;
- c) They allowed passengers to remain on the subject antique tractor both during and after the towing of stuck vehicles from the aforementioned parking area when they knew or should have known it was unsafe to do so;
- d) They failed to direct/instruct/order that all passengers be removed from the subject antique tractor while it was engaged in vehicle towing activities in one of the Fair's parking areas and while returning to the fairgrounds;
- e) They failed to properly monitor, supervise and direct the towing of stuck vehicles from the aforementioned parking area;
- f) They failed to properly train the Fair's personnel responsible for the subject parking area with regard to the safe and proper towing of stuck vehicles in said parking area, including the retention and use of purpose-built towing vehicles;
- g) They failed to adhere to the Fair's own internal safety policies, procedures and recommendations regarding the use and operation of antique tractors on the fairgrounds;

- h) They failed to develop adequate policies and procedures for identifying and responding to potential hazards resulting from adverse weather conditions, including vehicles that may become stuck in the Fair's parking areas;
- i) They failed to develop and/or implement adequate traffic management and parking plans to address known and foreseeable hazards;
- j) They failed to follow recognized industry safety standards, including the Event Management Body of Knowledge Model, relating to the Fair's organization, planning, management, supervision, monitoring, communications, training, hiring, risk/hazard assessment, and event safety policy and procedure development and implementation, when they knew or should have known it was unsafe not to do so.

10. As a result of the negligence of the defendant, his agents, servants and/or employees as more fully described above, the conserved victim, Timothy Meeker, Jr., suffered the following injuries, some or all of which may be permanent in nature:

- a) Traumatic brain injury;
- b) Subdural hematoma;
- c) Right parietal and temporal skull fractures with underlying epidural hematoma;
- d) Large subfalcine brain herniation to the left side;

- e) Large diffuse subarachnoid hemorrhage;
- f) Sphenoid bone fracture;
- g) Occipital bone fracture;
- h) Right apical pneumothorax;
- i) Bilateral lung lesions;
- j) Bilateral pneumothoraces;
- k) Liver laceration;
- l) Adrenal hemorrhage;
- m) Left upper and lower extremity weakness;
- n) Urinary incontinence;
- o) Decreased mental status;
- p) Hydrocephalus;
- q) Pain and suffering, both physical and emotional.

11. As a further result of the negligence of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr. through his Conservator, Timothy Meeker, Sr., has been forced to expend

large sums of money for hospital and medical care, medicines, diagnostic tests and therapy, all necessary to his recovery, and may be forced to expend additional sums in the future.

12. As a further result of the negligence of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr., has been unable to work, to his financial detriment; furthermore, he has suffered a loss of earning capacity.

13. As a further result of the negligence of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr., was unable, and remains unable, to participate in and enjoy his usual activities.

THIRD COUNT: (Timothy Meeker, Sr., Conservator of the Estate and Person of Timothy Meeker, Jr. vs. Town of Bridgewater – Statutory Indemnity Under C.G.S. 7-308)

1-13. Paragraphs 1 through 13 of the Second Count are hereby incorporated by reference and made corresponding paragraphs 1 through 13 of this Third Count as if fully set forth herein.

14. Due to Ron Rotter's status as a volunteer firefighter with the Town of Bridgewater's Volunteer Fire Department, the defendant, Town of Bridgewater, has a statutory obligation under Connecticut General Statutes section 7-308 to protect and save harmless Ron Rotter from any financial loss or expense arising out of this lawsuit against him.

15. Written notice of intention to commence this action, attached hereto as Exhibit A, was timely filed with the Clerk for the Town of Bridgewater.

FOURTH COUNT: (Timothy Meeker, Sr., Conservator of the Estate and Person of Timothy Meeker, Jr. vs. Josh Murphy – Negligence)

1. On November 1, 2018, Timothy Meeker, Sr. was appointed Conservator for the Estate and Person of Timothy Meeker, Jr. by the Southbury Probate Court and is duly authorized to act in that capacity.

2. At all times mentioned herein, the defendant, Josh Murphy, was a volunteer firefighter with the Bridgewater Volunteer Fire Department located at 100 Main Street South in Bridgewater, CT, and held the position of Assistant Chief within that organization.

3. At all times mentioned here, the defendant, his agents, servants and/or employees, organized, planned, operated, managed, directed, controlled and supervised an event known as the Bridgewater Country Fair which took place over three days from August 17 through August 19, 2018, on a large tract of land adjacent to 100 Main Street South in Bridgewater, CT. The defendant, his agents, servants and/or employees, also possessed and controlled the property on which the Bridgewater Country Fair took place, including designated parking areas for the Fair.

4. On August 18, 2018, an antique tractor pull contest was scheduled to take place at the Fair. John Hall was at the Fair on August 18, 2018 with an antique tractor and participated in the antique tractor pull event.

5. Due to inclement weather during that same day, some vehicles in one of the Fair's grass parking areas became stuck due to muddy and slippery conditions in that parking area. A Fair volunteer working under the direction of the defendant asked John Hall to use his antique tractor to help tow stuck motor vehicles out of the muddy parking area. John Hall agreed to do this.

6. During the time John Hall was helping to tow vehicles out of the muddy parking area at the behest of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr., and another person, John Hamilton, were standing on the metal frame of the tractor next to the driver's seat.

7. After towing several cars out of the muddy parking area, John Hall started to drive the tractor back to the rear entrance gate of the fairgrounds with Timothy Meeker, Jr. and John Hamilton positioned on the tractor as stated above.

8. During this short trip from the parking area to the rear entrance gate, the conserved victim, Timothy Meeker, Jr., fell from the tractor and was run over by the left tractor tire, resulting in the severe injuries and losses more fully set forth below.

9. The conserved victim, Timothy Meeker Jr.'s, injuries and losses were caused by the negligence of the defendant, Josh Murphy, his agents, servants and/or employees, in one or more of the following ways:

- a) They directed/requested/allowed the use of the aforementioned antique tractor for the towing of vehicles stuck in one of the Fair's parking areas when they knew or should have known it was unsafe to do so;
- b) They directed/requested/allowed a Fair attendee, John Hall, to use his antique tractor to tow vehicles stuck in one of the Fair's parking areas when they knew or should have known that it was unsafe to do so;
- c) They allowed passengers to remain on the subject antique tractor both during and after the towing of stuck vehicles from the aforementioned parking area when they knew or should have known it was unsafe to do so;
- d) They failed to direct/instruct/order that all passengers be removed from the subject antique tractor while it was engaged in vehicle towing activities in one of the Fair's parking areas and while returning to the fairgrounds;
- e) They failed to properly monitor, supervise and direct the towing of stuck vehicles from the aforementioned parking area;
- f) They failed to properly train the Fair's personnel responsible for the subject parking area with regard to the safe and proper towing of stuck vehicles in said parking area, including the retention and use of purpose-built towing vehicles;
- g) They failed to adhere to the Fair's own internal safety policies, procedures and recommendations regarding the use and operation of antique tractors on the fairgrounds;

- h) They failed to develop adequate policies and procedures for identifying and responding to potential hazards resulting from adverse weather conditions, including vehicles that may become stuck in the Fair's parking areas;
- i) They failed to develop and/or implement adequate traffic management and parking plans to address known and foreseeable hazards;
- j) They failed to follow recognized industry safety standards, including the Event Management Body of Knowledge Model, relating to the Fair's organization, planning, management, supervision, monitoring, communications, training, hiring, risk/hazard assessment, and event safety policy and procedure development and implementation, when they knew or should have known it was unsafe not to do so.

10. As a result of the negligence of the defendant, his agents, servants and/or employees as more fully described above, the conserved victim, Timothy Meeker, Jr., suffered the following injuries, some or all of which may be permanent in nature:

- a) Traumatic brain injury;
- b) Subdural hematoma;
- c) Right parietal and temporal skull fractures with underlying epidural hematoma;
- d) Large subfalcine brain herniation to the left side;

- e) Large diffuse subarachnoid hemorrhage;
- f) Sphenoid bone fracture;
- g) Occipital bone fracture;
- h) Right apical pneumothorax;
- i) Bilateral lung lesions;
- j) Bilateral pneumothoraces;
- k) Liver laceration;
- l) Adrenal hemorrhage;
- m) Left upper and lower extremity weakness;
- n) Urinary incontinence;
- o) Decreased mental status;
- p) Hydrocephalus;
- q) Pain and suffering, both physical and emotional.

11. As a further result of the negligence of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr. through his Conservator, Timothy Meeker, Sr., has been forced to expend

large sums of money for hospital and medical care, medicines, diagnostic tests and therapy, all necessary to his recovery, and may be forced to expend additional sums in the future.

12. As a further result of the negligence of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr., has been unable to work, to his financial detriment; furthermore, he has suffered a loss of earning capacity.

13. As a further result of the negligence of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr., was unable, and remains unable, to participate in and enjoy his usual activities.

FIFTH COUNT: (Timothy Meeker, Sr., Conservator of the Estate and Person of Timothy Meeker, Jr vs. Town of Bridgewater – Statutory Indemnity Under C.G.S. 7-308)

1-13. Paragraphs 1 through 13 of the Fourth Count are hereby incorporated by reference and made corresponding paragraphs 1 through 13 of this Fifth Count as if fully set forth herein.

14. Due to Josh Murphy's status as a volunteer firefighter with the Town of Bridgewater's Volunteer Fire Department, the defendant, Town of Bridgewater, has a statutory obligation under Connecticut General Statutes section 7-308 to protect and save harmless Josh Murphy from any financial loss or expense arising out of this lawsuit against him.

15. Written notice of intention to commence this action, attached hereto as Exhibit A, was timely filed with the Clerk for the Town of Bridgewater.

SIXTH COUNT: (Timothy Meeker, Sr., Conservator of the Estate and Person of Timothy Meeker, Jr. vs. Jim Lillis– Negligence)

1. On November 1, 2018, Timothy Meeker, Sr. was appointed Conservator for the Estate and Person of Timothy Meeker, Jr. by the Southbury Probate Court and is duly authorized to act in that capacity.

2. At all times mentioned herein, the defendant, Jim Lillis, was a volunteer firefighter with the Bridgewater Volunteer Fire Department located at 100 Main Street South in Bridgewater, CT, and held the position of Lieutenant within that organization.

3. At all times mentioned here, the defendant, his agents, servants and/or employees, organized, planned, operated, managed, directed, controlled and supervised an event known as the Bridgewater Country Fair which took place over three days from August 17 through August 19, 2018, on a large tract of land adjacent to 100 Main Street South in Bridgewater, CT. The defendant, his agents, servants and/or employees, possessed and controlled the property on which the Bridgewater Country Fair took place, including designated parking areas for the Fair.

4. On August 18, 2018, an antique tractor pull contest was scheduled to take place at the Fair. John Hall was at the Fair on August 18, 2018 with an antique tractor and participated in the antique tractor pull event.

5. Due to inclement weather during that same day, some vehicles in one of the Fair's grass parking areas became stuck due to muddy and slippery conditions in that parking area. A Fair volunteer working under the direction of the defendant asked John Hall to use his antique tractor to help tow stuck motor vehicles out of the muddy parking area. John Hall agreed to do this.

6. During the time John Hall was helping to tow vehicles out of the muddy parking area at the behest of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr., and another person, John Hamilton, were standing on the metal frame of the tractor next to the driver's seat.

7. After towing several cars out of the muddy parking area, John Hall started to drive the tractor back to the rear entrance gate of the fairgrounds with Timothy Meeker, Jr. and John Hamilton positioned on the tractor as stated above.

8. During this short trip from the parking area to the rear entrance gate, the conserved victim, Timothy Meeker, Jr., fell from the tractor and was run over by the left tractor tire, resulting in the severe injuries and losses more fully set forth below.

9. The conserved victim, Timothy Meeker Jr.'s, injuries and losses were caused by the negligence of the defendant, Jim Lillis, his agents, servants and/or employees, in one or more of the following ways:

- a) They directed/requested/allowed the use of the aforementioned antique tractor for the towing of vehicles stuck in one of the Fair's parking areas when they knew or should have known it was unsafe to do so;
- b) They directed/requested/allowed a Fair attendee, John Hall, to use his antique tractor to tow vehicles stuck in one of the Fair's parking areas when they knew or should have known that it was unsafe to do so;
- c) They allowed passengers to remain on the subject antique tractor both during and after the towing of stuck vehicles from the aforementioned parking area when they knew or should have known it was unsafe to do so;
- d) They failed to direct/instruct/order that all passengers be removed from the subject antique tractor while it was engaged in vehicle towing activities in one of the Fair's parking areas and while returning to the fairgrounds;
- e) They failed to properly monitor, supervise and direct the towing of stuck vehicles from the aforementioned parking area;
- f) They failed to properly train the Fair's personnel responsible for the subject parking area with regard to the safe and proper towing of stuck vehicles in said parking area, including the retention and use of purpose-built towing vehicles;
- g) They failed to adhere to the Fair's own internal safety policies, procedures and recommendations regarding the use and operation of antique tractors on the fairgrounds;

- h) They failed to develop adequate policies and procedures for identifying and responding to potential hazards resulting from adverse weather conditions, including vehicles that may become stuck in the Fair's parking areas;
- i) They failed to develop and/or implement adequate traffic management and parking plans to address known and foreseeable hazards;
- j) They failed to follow recognized industry safety standards, including the Event Management Body of Knowledge Model, relating to the Fair's organization, planning, management, supervision, monitoring, communications, training, hiring, risk/hazard assessment, and event safety policy and procedure development and implementation, when they knew or should have known it was unsafe not to do so.

10. As a result of the negligence of the defendant, his agents, servants and/or employees as more fully described above, the conserved victim, Timothy Meeker, Jr., suffered the following injuries, some or all of which may be permanent in nature:

- a) Traumatic brain injury;
- b) Subdural hematoma;
- c) Right parietal and temporal skull fractures with underlying epidural hematoma;
- d) Large subfalcine brain herniation to the left side;

- e) Large diffuse subarachnoid hemorrhage;
- f) Sphenoid bone fracture;
- g) Occipital bone fracture;
- h) Right apical pneumothorax;
- i) Bilateral lung lesions;
- j) Bilateral pneumothoraces;
- k) Liver laceration;
- l) Adrenal hemorrhage;
- m) Left upper and lower extremity weakness;
- n) Urinary incontinence;
- o) Decreased mental status;
- p) Hydrocephalus;
- q) Pain and suffering, both physical and emotional.

11. As a further result of the negligence of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr. through his Conservator, Timothy Meeker, Sr., has been forced to expend

large sums of money for hospital and medical care, medicines, diagnostic tests and therapy, all necessary to his recovery, and may be forced to expend additional sums in the future.

12. As a further result of the negligence of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr., has been unable to work, to his financial detriment; furthermore, he has suffered a loss of earning capacity.

13. As a further result of the negligence of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr., was unable, and remains unable, to participate in and enjoy his usual activities.

SEVENTH COUNT: (Timothy Meeker, Sr., Conservator of the Estate and Person of Timothy Meeker, Jr vs. Town of Bridgewater – Statutory Indemnity Under C.G.S. 7-308)

1-13. Paragraphs 1 through 13 of the Sixth Count are hereby incorporated by reference and made corresponding paragraphs 1 through 13 of this Seventh Count as if fully set forth herein.

14. Due to Jim Lillis's status as a volunteer firefighter with the Town of Bridgewater's Volunteer Fire Department, the defendant, Town of Bridgewater, has a statutory obligation under Connecticut General Statutes section 7-308 to protect and save harmless Jim Lillis from any financial loss or expense arising out of this lawsuit against him.

15. Written notice of intention to commence this action, attached hereto as Exhibit A, was timely filed with the Clerk for the Town of Bridgewater.

EIGHTH COUNT: (Timothy Meeker, Sr., Conservator of the Estate and Person of Timothy Meeker, Jr. vs. Jeffrey Herron – Negligence)

1. On November 1, 2018, Timothy Meeker, Sr. was appointed Conservator for the Estate and Person of Timothy Meeker, Jr. by the Southbury Probate Court and is duly authorized to act in that capacity.

2. At all times mentioned herein, the defendant, Jeffrey Herron, was a volunteer firefighter with the Bridgewater Volunteer Fire Department located at 100 Main Street South in Bridgewater, CT, and held the position of Captain within that organization.

3. At all times mentioned here, the defendant, his agents, servants and/or employees, organized, planned, operated, managed, directed, controlled and supervised an event known as the Bridgewater Country Fair which took place over three days from August 17 through August 19, 2018, on a large tract of land adjacent to 100 Main Street South in Bridgewater, CT. The defendant, his agents, servants and/or employees, also possessed and controlled the property on which the Bridgewater Country Fair took place, including designated parking areas for the Fair.

4. On August 18, 2018, an antique tractor pull contest was scheduled to take place at the Fair. John Hall was at the Fair on August 18, 2018 with an antique tractor and participated in the antique tractor pull event.

5. Due to inclement weather during that same day, some vehicles in one of the Fair's grass parking areas became stuck due to muddy and slippery conditions in that parking area. A Fair volunteer working under the direction of the defendant asked John Hall to use his antique tractor to help tow stuck motor vehicles out of the muddy parking area. John Hall agreed to do this.

6. During the time John Hall was helping to tow vehicles out of the muddy parking area at the behest of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr., and another person, John Hamilton, were standing on the metal frame of the tractor next to the driver's seat.

7. After towing several cars out of the muddy parking area, John Hall started to drive the tractor back to the rear entrance gate of the fairgrounds with Timothy Meeker, Jr. and John Hamilton positioned on the tractor as stated above.

8. During this short trip from the parking area to the rear entrance gate, the conserved victim, Timothy Meeker, Jr., fell from the tractor and was run over by the left tractor tire, resulting in the severe injuries and losses more fully set forth below.

9. The conserved victim, Timothy Meeker Jr.'s, injuries and losses were caused by the negligence of the defendant, Jeffrey Herron, his agents, servants and/or employees, in one or more of the following ways:

- a) They directed/requested/allowed the use of the aforementioned antique tractor for the towing of vehicles stuck in one of the Fair's parking areas when they knew or should have known it was unsafe to do so;
- b) They directed/requested/allowed a Fair attendee, John Hall, to use his antique tractor to tow vehicles stuck in one of the Fair's parking areas when they knew or should have known that it was unsafe to do so;
- c) They allowed passengers to remain on the subject antique tractor both during and after the towing of stuck vehicles from the aforementioned parking area when they knew or should have known it was unsafe to do so;
- d) They failed to direct/instruct/order that all passengers be removed from the subject antique tractor while it was engaged in vehicle towing activities in one of the Fair's parking areas and while returning to the fairgrounds;
- e) They failed to properly monitor, supervise and direct the towing of stuck vehicles from the aforementioned parking area;
- f) They failed to properly train the Fair's personnel responsible for the subject parking area with regard to the safe and proper towing of stuck vehicles in said parking area, including the retention and use of purpose-built towing vehicles;
- g) They failed to adhere to the Fair's own internal safety policies, procedures and recommendations regarding the use and operation of antique tractors on the fairgrounds;

- h) They failed to develop adequate policies and procedures for identifying and responding to potential hazards resulting from adverse weather conditions, including vehicles that may become stuck in the Fair's parking areas;
- i) They failed to develop and/or implement adequate traffic management and parking plans to address known and foreseeable hazards;
- j) They failed to follow recognized industry safety standards, including the Event Management Body of Knowledge Model, relating to the Fair's organization, planning, management, supervision, monitoring, communications, training, hiring, risk/hazard assessment, and event safety policy and procedure development and implementation, when they knew or should have known it was unsafe not to do so.

10. As a result of the negligence of the defendant, his agents, servants and/or employees as more fully described above, the conserved victim, Timothy Meeker, Jr., suffered the following injuries, some or all of which may be permanent in nature:

- a) Traumatic brain injury;
- b) Subdural hematoma;
- c) Right parietal and temporal skull fractures with underlying epidural hematoma;
- d) Large subfalcine brain herniation to the left side;

- e) Large diffuse subarachnoid hemorrhage;
- f) Sphenoid bone fracture;
- g) Occipital bone fracture;
- h) Right apical pneumothorax;
- i) Bilateral lung lesions;
- j) Bilateral pneumothoraces;
- k) Liver laceration;
- l) Adrenal hemorrhage;
- m) Left upper and lower extremity weakness;
- n) Urinary incontinence;
- o) Decreased mental status;
- p) Hydrocephalus;
- q) Pain and suffering, both physical and emotional.

11. As a further result of the negligence of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr. through his Conservator, Timothy Meeker, Sr., has been forced to expend

large sums of money for hospital and medical care, medicines, diagnostic tests and therapy, all necessary to his recovery, and may be forced to expend additional sums in the future.

12. As a further result of the negligence of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr., has been unable to work, to his financial detriment; furthermore, he has suffered a loss of earning capacity.

13. As a further result of the negligence of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr., was unable, and remains unable, to participate in and enjoy his usual activities.

NINTH COUNT: (Timothy Meeker, Sr., Conservator of the Estate and Person of Timothy Meeker, Jr vs. Town of Bridgewater – Statutory Indemnity Under C.G.S. 7-308)

1-13. Paragraphs 1 through 13 of the Eighth are hereby incorporated by reference and made corresponding paragraphs 1 through 13 of this Ninth Count as if fully set forth herein.

14. Due to Jeffrey Herron's status as a volunteer firefighter with the Town of Bridgewater's Volunteer Fire Department, the defendant, Town of Bridgewater, has a statutory obligation under Connecticut General Statutes section 7-308 to protect and save harmless Jeffrey Herron from any financial loss or expense arising out of this lawsuit against him.

15. Written notice of intention to commence this action, attached hereto as Exhibit A, was timely filed with the Clerk for the Town of Bridgewater.

TENTH COUNT: (Timothy Meeker, Sr., Conservator of the Estate and Person of Timothy Meeker, Jr. vs. Connor Dillon – Negligence)

1. On November 1, 2018, Timothy Meeker, Sr. was appointed Conservator for the Estate and Person of Timothy Meeker, Jr. by the Southbury Probate Court and is duly authorized to act in that capacity.

2. At all times mentioned herein, the defendant, Connor Dillon, was a volunteer firefighter with the Bridgewater Volunteer Fire Department located at 100 Main Street South in Bridgewater, CT, and held the position of Assistant Chief within that organization.

3. At all times mentioned here, the defendant, his agents, servants and/or employees, organized, planned, operated, managed, directed, controlled and supervised an event known as the Bridgewater Country Fair which took place over three days from August 17 through August 19, 2018, on a large tract of land adjacent to 100 Main Street South in Bridgewater, CT. The defendant, his agents, servants and/or employees, also possessed and controlled the property on which the Bridgewater Country Fair took place, including designated parking areas for the Fair.

4. On August 18, 2018, an antique tractor pull contest was scheduled to take place at the Fair. John Hall was at the Fair on August 18, 2018 with an antique tractor and participated in the antique tractor pull event.

5. Due to inclement weather during that same day, some vehicles in one of the Fair's grass parking areas became stuck due to muddy and slippery conditions in that parking area. A Fair volunteer working under the direction of the defendant asked John Hall to use his antique tractor to help tow stuck motor vehicles out of the muddy parking area. John Hall agreed to do this.

6. During the time John Hall was helping to tow vehicles out of the muddy parking area at the behest of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr., and another person, John Hamilton, were standing on the metal frame of the tractor next to the driver's seat.

7. After towing several cars out of the muddy parking area, John Hall started to drive the tractor back to the rear entrance gate of the fairgrounds with Timothy Meeker, Jr. and John Hamilton positioned on the tractor as stated above.

8. During this short trip from the parking area to the rear entrance gate, the conserved victim, Timothy Meeker, Jr., fell from the tractor and was run over by the left tractor tire, resulting in the severe injuries and losses more fully set forth below.

9. The conserved victim, Timothy Meeker Jr.'s, injuries and losses were caused by the negligence of the defendant, Connor Dillon, his agents, servants and/or employees, in one or more of the following ways:

- a) They directed/requested/allowed the use of the aforementioned antique tractor for the towing of vehicles stuck in one of the Fair's parking areas when they knew or should have known it was unsafe to do so;
- b) They directed/requested/allowed a Fair attendee, John Hall, to use his antique tractor to tow vehicles stuck in one of the Fair's parking areas when they knew or should have known that it was unsafe to do so;
- c) They allowed passengers to remain on the subject antique tractor both during and after the towing of stuck vehicles from the aforementioned parking area when they knew or should have known it was unsafe to do so;
- d) They failed to direct/instruct/order that all passengers be removed from the subject antique tractor while it was engaged in vehicle towing activities in one of the Fair's parking areas and while returning to the fairgrounds;
- e) They failed to properly monitor, supervise and direct the towing of stuck vehicles from the aforementioned parking area;
- f) They failed to properly train the Fair's personnel responsible for the subject parking area with regard to the safe and proper towing of stuck vehicles in said parking area, including the retention and use of purpose-built towing vehicles;
- g) They failed to adhere to the Fair's own internal safety policies, procedures and recommendations regarding the use and operation of antique tractors on the fairgrounds;

- h) They failed to develop adequate policies and procedures for identifying and responding to potential hazards resulting from adverse weather conditions, including vehicles that may become stuck in the Fair's parking areas;
- i) They failed to develop and/or implement adequate traffic management and parking plans to address known and foreseeable hazards;
- j) They failed to follow recognized industry safety standards, including the Event Management Body of Knowledge Model, relating to the Fair's organization, planning, management, supervision, monitoring, communications, training, hiring, risk/hazard assessment, and event safety policy and procedure development and implementation, when they knew or should have known it was unsafe not to do so.

10. As a result of the negligence of the defendant, his agents, servants and/or employees as more fully described above, the conserved victim, Timothy Meeker, Jr., suffered the following injuries, some or all of which may be permanent in nature:

- a) Traumatic brain injury;
- b) Subdural hematoma;
- c) Right parietal and temporal skull fractures with underlying epidural hematoma;
- d) Large subfalcine brain herniation to the left side;

- e) Large diffuse subarachnoid hemorrhage;
- f) Sphenoid bone fracture;
- g) Occipital bone fracture;
- h) Right apical pneumothorax;
- i) Bilateral lung lesions;
- j) Bilateral pneumothoraces;
- k) Liver laceration;
- l) Adrenal hemorrhage;
- m) Left upper and lower extremity weakness;
- n) Urinary incontinence;
- o) Decreased mental status;
- p) Hydrocephalus;
- q) Pain and suffering, both physical and emotional.

11. As a further result of the negligence of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr. through his Conservator, Timothy Meeker, Sr., has been forced to expend

large sums of money for hospital and medical care, medicines, diagnostic tests and therapy, all necessary to his recovery, and may be forced to expend additional sums in the future.

12. As a further result of the negligence of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr., has been unable to work, to his financial detriment; furthermore, he has suffered a loss of earning capacity.

13. As a further result of the negligence of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr., was unable, and remains unable, to participate in and enjoy his usual activities.

ELEVENTH COUNT: (Timothy Meeker, Sr., Conservator of the Estate and Person of Timothy Meeker, Jr vs. Town of Bridgewater – Statutory Indemnity Under C.G.S. 7-308)

1-13. Paragraphs 1 through 13 of the Tenth Count are hereby incorporated by reference and made corresponding paragraphs 1 through 13 of this Eleventh Count as if fully set forth herein.

14. Due to Connor Dillon's status as a volunteer firefighter with the Town of Bridgewater's Volunteer Fire Department, the defendant, Town of Bridgewater, has a statutory obligation under Connecticut General Statutes section 7-308 to protect and save harmless Connor Dillon from any financial loss or expense arising out of this lawsuit against him.

15. Written notice of intention to commence this action, attached hereto as Exhibit A, was timely filed with the Clerk for the Town of Bridgewater.

TWELFTH COUNT: (Timothy Meeker, Sr., Conservator of the Estate and Person of Timothy Meeker, Jr. vs. A.J. Murphy – Negligence)

1. On November 1, 2018, Timothy Meeker, Sr. was appointed Conservator for the Estate and Person of Timothy Meeker, Jr. by the Southbury Probate Court and is duly authorized to act in that capacity.

2. At all times mentioned herein, the defendant, A.J. Murphy, was a volunteer firefighter with the Bridgewater Volunteer Fire Department located at 100 Main Street South in Bridgewater, CT, and held the position of Assistant Chief within that organization.

3. At all times mentioned here, the defendant, his agents, servants and/or employees, organized, planned, operated, managed, directed, controlled and supervised an event known as the Bridgewater Country Fair which took place over three days from August 17 through August 19, 2018, on a large tract of land adjacent to 100 Main Street South in Bridgewater, CT. The defendant, his agents, servants and/or employees, also possessed and controlled the property on which the Bridgewater Country Fair took place, including designated parking areas for the Fair.

4. On August 18, 2018, an antique tractor pull contest was scheduled to take place at the Fair. John Hall was at the Fair on August 18, 2018 with an antique tractor and participated in the antique tractor pull event.

5. Due to inclement weather during that same day, some vehicles in one of the Fair's grass parking areas became stuck due to muddy and slippery conditions in that parking area. A Fair volunteer working under the direction of the defendant asked John Hall to use his antique tractor to help tow stuck motor vehicles out of the muddy parking area. John Hall agreed to do this.

6. During the time John Hall was helping to tow vehicles out of the muddy parking area at the behest of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr., and another person, John Hamilton, were standing on the metal frame of the tractor next to the driver's seat.

7. After towing several cars out of the muddy parking area, John Hall started to drive the tractor back to the rear entrance gate of the fairgrounds with Timothy Meeker, Jr. and John Hamilton positioned on the tractor as stated above.

8. During this short trip from the parking area to the rear entrance gate, the conserved victim, Timothy Meeker, Jr., fell from the tractor and was run over by the left tractor tire, resulting in the severe injuries and losses more fully set forth below.

9. The conserved victim, Timothy Meeker Jr.'s, injuries and losses were caused by the negligence of the defendant, A.J. Murphy, his agents, servants and/or employees, in one or more of the following ways:

- a) They directed/requested/allowed the use of the aforementioned antique tractor for the towing of vehicles stuck in one of the Fair's parking areas when they knew or should have known it was unsafe to do so;
- b) They directed/requested/allowed a Fair attendee, John Hall, to use his antique tractor to tow vehicles stuck in one of the Fair's parking areas when they knew or should have known that it was unsafe to do so;
- c) They allowed passengers to remain on the subject antique tractor both during and after the towing of stuck vehicles from the aforementioned parking area when they knew or should have known it was unsafe to do so;
- d) They failed to direct/instruct/order that all passengers be removed from the subject antique tractor while it was engaged in vehicle towing activities in one of the Fair's parking areas and while returning to the fairgrounds;
- e) They failed to properly monitor, supervise and direct the towing of stuck vehicles from the aforementioned parking area;
- f) They failed to properly train the Fair's personnel responsible for the subject parking area with regard to the safe and proper towing of stuck vehicles in said parking area, including the retention and use of purpose-built towing vehicles;
- g) They failed to adhere to the Fair's own internal safety policies, procedures and recommendations regarding the use and operation of antique tractors on the fairgrounds;

- h) They failed to develop adequate policies and procedures for identifying and responding to potential hazards resulting from adverse weather conditions, including vehicles that may become stuck in the Fair's parking areas;
- i) They failed to develop and/or implement adequate traffic management and parking plans to address known and foreseeable hazards;
- j) They failed to follow recognized industry safety standards, including the Event Management Body of Knowledge Model, relating to the Fair's organization, planning, management, supervision, monitoring, communications, training, hiring, risk/hazard assessment, and event safety policy and procedure development and implementation, when they knew or should have known it was unsafe not to do so.

10. As a result of the negligence of the defendant, his agents, servants and/or employees as more fully described above, the conserved victim, Timothy Meeker, Jr., suffered the following injuries, some or all of which may be permanent in nature:

- a) Traumatic brain injury;
- b) Subdural hematoma;
- c) Right parietal and temporal skull fractures with underlying epidural hematoma;
- d) Large subfalcine brain herniation to the left side;

- e) Large diffuse subarachnoid hemorrhage;
- f) Sphenoid bone fracture;
- g) Occipital bone fracture;
- h) Right apical pnueemothorax;
- i) Bilateral lung lesions;
- j) Bilateral pneumothoraces;
- k) Liver laceration;
- l) Adrenal hemorrhage;
- m) Left upper and lower extremity weakness;
- n) Urinary incontinence;
- o) Decreased mental status;
- p) Hydrocephalus;
- q) Pain and suffering, both physical and emotional.

11. As a further result of the negligence of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr. through his Conservator, Timothy Meeker, Sr., has been forced to expend

large sums of money for hospital and medical care, medicines, diagnostic tests and therapy, all necessary to his recovery, and may be forced to expend additional sums in the future.

12. As a further result of the negligence of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr., has been unable to work, to his financial detriment; furthermore, he has suffered a loss of earning capacity.

13. As a further result of the negligence of the defendant, his agents, servants and/or employees, the conserved victim, Timothy Meeker, Jr., was unable, and remains unable, to participate in and enjoy his usual activities.

THIRTEENTH COUNT: (Timothy Meeker, Sr., Conservator of the Estate and Person of Timothy Meeker, Jr vs. Town of Bridgewater – Statutory Indemnity Under C.G.S. 7-308)

1-13. Paragraphs 1 through 13 of the Twelfth Count are hereby incorporated by reference and made corresponding paragraphs 1 through 13 of this Thirteenth Count as if fully set forth herein.

14. Due to A.J. Murphy's status as a volunteer firefighter with the Town of Bridgewater's Volunteer Fire Department, the defendant, Town of Bridgewater, has a statutory obligation under Connecticut General Statutes section 7-308 to protect and save harmless A.J. Murphy from any financial loss or expense arising out of this lawsuit against him.

15. Written notice of intention to commence this action, attached hereto as Exhibit A, was timely filed with the Clerk for the Town of Bridgewater.

WHEREFORE, the plaintiffs claim money damages.

THE PLAINTIFFS,
TIMOTHY MEEKER, SR.,
CONSERVATOR OF THE ESTATE AND
PERSON OF TIMOTHY MEEKER, JR.

By 

Gregory E. O'Brien
Moore, O'Brien & Foti
891 Straits Turnpike
Middlebury, CT 06762
Phone: (203) 272-5881
Juris No.: 306951
Their Attorneys

RETURN DATE: August 20, 2019 : SUPERIOR COURT
TIMOTHY MEEKER SR., : J.D. OF LITCHFIELD
CONSERVATOR OF THE ESTATE
AND PERSON OF TIMOTHY
MEEKER, JR.
VS. : AT TORRINGTON
THE BRIDGEWATER FIRE
DEPARTMENT, INCORPORATED,
ET AL : JULY 17, 2019

STATEMENT OF AMOUNT IN DEMAND

The amount of money damages claimed is greater than Fifteen
Thousand Dollars (\$15,000.00), exclusive of interest and costs.

THE PLAINTIFFS,

By _____

Gregory E. O'Brien, Esq.
Moore, O'Brien & Foti
891 Straits Turnpike
Middlebury, CT 06762
Phone: (203) 272-5881
Juris No.: 306951
Their Attorneys

LAW OFFICES OF
DAVID F. BENNETT

BULLDOG799@AOL.COM
WWW.BULLDOGESQ.COM

69 KENOSIA AVENUE
DANBURY, CONNECTICUT 06810

TELEPHONE: (203) 797-9888
FACSIMILE: (203) 743-4672
24 HOUR TELEPHONE: (203) 470-5536

ALSO LICENSED IN:
NY, FL and D.C.

September 18, 2018

**Connecticut General Statutes
Section 7-308 Notice of Intention
To Commence Action for Personal Injuries**

Ladies and Gentlemen on the Attached List:

Be advised that this office represents Timothy Wayne Meeker, Jr. of 4 Brinsmade Road, Washington, Connecticut, acting herein by Timothy Meeker, Sr. his Conservator of the Person and Estate. A copy of his appointment is attached.

Mr. Meeker was seriously injured on August 18, 2018 while a patron of the 2018 Bridgewater Country Fair (hereinafter 2018 BCF).

This correspondence shall serve as written notice pursuant to C. G. S. A. § 7-308 (copy attached) of my client's intention to commence litigation for personal injuries sustained on August 18, 2018. The litigation will include, but not limited to claims of the negligent planning, management, and operation of the 2018 BCF.

I note that Section C.G.S.A. §7-308 only provides indemnification for volunteer firefighters "while performing fire, volunteer ambulance or fire police duties". The issue presents itself as to whether 2018 BCF is a "fire, volunteer ambulance or fire police duty". There may also be defendants who were not members of The Bridgewater Fire Department, Incorporated on August 18, 2018 and who are therefore not covered by C. G. S. A. § 7-308.

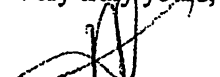
Pursuant to Rule 4.3 Rules of Professional Conduct, you are advised to secure independent counsel at your earliest opportunity. Nothing contained herein shall constitute legal advice to you since the undersigned is counsel for Mr. Meeker and not the legal counsel for any recipient of this correspondence.

Ex-A

I trust you will understand the significance of this correspondence and that you will react accordingly. If you have questions, please have your legal counsel contact me.

Thank you.

Very truly yours,



David F. Bennett

DFB/kw
Enclosure

cc: Linda Mayo, Esq. ✓

Timothy Meeker, Sr., Conservator of the Estate and Person of Timothy Wayne Meeker, Jr. ✓

COURT OF PROBATE, Region # 22 Probate Court

DISTRICT NO. PD22

IN THE MATTER OF

TIMOTHY WAYNE MEEKER, JR. (18-0512)

Hereinafter referred to as the respondent

TEMPORARY CONSERVATOR OF ESTATE [Name, address and telephone number.]	TEMPORARY CONSERVATOR OF PERSON [Name, address and telephone number.]
Timothy Meeker Sr., 212 Woodville Road, Warren, CT 06777	Timothy Meeker Sr., 212 Woodville Road, Warren, CT 06777

Upon the petition for the appointment of a temporary conservator, as in the record more fully appears,

PRESIDING JUDGE: Hon. Domenick N. Calabrese, Judge

THE COURT FINDS that:

Connecticut is the respondent's home state, the respondent having been physically present, including any period of temporary absence, for at least six consecutive months immediately prior to the filing of the petition.

The respondent resides, is domiciled, or is located in this probate district.

Notice was given in accordance with the order of notice previously entered.

The respondent was unable to request or obtain counsel, and the Court appointed an attorney to represent the respondent.

A physician's report was presented to the Court pursuant to General Statutes § 45a-654(b) (1).

THE COURT FURTHER FINDS BY CLEAR AND CONVINCING EVIDENCE that the respondent is incapable of managing his affairs and caring for himself due to traumatic brain injury suffered as the result of an accident. The respondent has been in the critical care unit of Danbury Hospital, where he currently remains.

THE COURT FURTHER FINDS immediate and irreparable harm to the respondent's:

financial affairs

will result if the temporary conservator is not appointed forthwith because steps must be taken to secure funds for the respondent's care, including extensive medical and rehabilitative services which the respondent cannot do in the absence of a conservator.

and at this point if temporary conservator is not appointed, the respondent will be unable to take the steps necessary to manage his financial affairs.

The appointment of a temporary conservator is the least restrictive means of intervention available to prevent such harm.

In making these specific findings, the Court has considered the present and previously expressed wishes of the respondent; the abilities of the respondent; any prior appointment of an attorney-in-fact, health care agent, health care representative, trustee, or other fiduciary acting on behalf of the respondent; any support service otherwise available to the respondent; and any other relevant evidence.

WHEREFORE IT IS ORDERED AND DECREED that:

The temporary conservator named above *is* appointed person and estate. The temporary conservator is granted the following duties and authorities necessary to prevent the immediate and irreparable harm identified in the findings above:

TEMPORARY CONSERVATOR OF THE PERSON:

Personal care, comfort, safety and maintenance

Medical or other professional care, subject to General Statutes section 45a-656 (d)

Residence, subject to General Statutes section 45a-656b

Personal effects

IN THE MATTER OF

TIMOTHY WAYNE MEEKER, JR. (18-0512)

HEREINAFTER REFERRED TO AS THE RESPONDENT, A PROCEEDING FOR INVOLUNTARY REPRESENTATION.

The conservator of the person shall immediately determine whether the conserved person owns or has access to firearms, ammunition or electronic defense weapons, and take immediate steps to secure them.

Except as authorized by the Court, the conservator of the person shall comply with, and may not revoke, the conserved person's health care directives, if any.

TEMPORARY CONSERVATOR OF THE ESTATE:

The authority to manage the estate of the conserved person, applying the estate to the support of the conserved person, paying debts of the conserved person and collecting debts due to the conserved person, and applying for any public or private benefits for which the conserved person may be eligible for.

The conservator of the estate shall immediately determine whether the conserved person owns or has access to firearms, ammunition or electronic defense weapons, and take immediate steps to secure them.

The conserved person shall retain all rights and authority not expressly assigned to the conservator.

The conservator shall use the least restrictive means of intervention in the exercise of the conservator's duty and authority.

The appointment shall be valid until October 4, 2018 *[Not to exceed 30 days from the date of the initial appointment. If a petition under General Statutes section 45a-650 for the appointment of a conservator and a written request to extend the appointment of a temporary conservator are filed within the 30- day period, the appointment of a temporary conservator may be extended for up to 60 days from the date of initial appointment pursuant to General Statutes section 45a-654 (a).]*

Dated at Southbury, Connecticut on September 4, 2018.



Domenick N. Calabrese, Judge

CERTIFICATION

The undersigned hereby certifies that a copy of the above decree was mailed on _____ to the following as provided in the Probate Court Rules of Procedure, section 8.2:

Name and Address

DECREE/APPOINTMENT OF
TEMPORARY CONSERVATOR
PC-363 REV. 7/13

STATE OF CONNECTICUT
COURT OF PROBATE

COURT OF PROBATE, Region # 22 Probate Court

DISTRICT NO. PD22

IN THE MATTER OF

TIMOTHY WAYNE MEEKER, JR. (18-0512)

HEREINAFTER REFERRED TO AS THE RESPONDENT, A PROCEEDING FOR INVOLUNTARY REPRESENTATION.

John Murphy, M.D., President, Danbury Hospital, 24 Hospital Avenue, Danbury, CT 06810

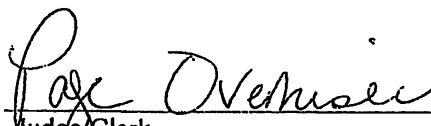
Timothy Meeker, Sr., 212 Woodville Road, Warren, CT 06777

David F. Bennett, Esq. (attorney for Timothy Meeker, Sr.), 69 Kenosia Avenue, Danbury, CT 06810

Lisa Swanberg, 4 Brinsmade Road, Washington Depot, CT 06794

Linda Mayo a/k/a Linda Marini, Griffin, Griffin and Mayo, PC, 123 Bank Street, 3rd Floor, PO Box 2184, Waterbury, CT 06722-2184

TIMOTHY WAYNE MEEKER, JR., Danbury Hospital, 24 Hospital Avenue, Danbury, CT 06810


Judge/Clerk

NOTICE TO CONSERVATOR

The conservator of the person shall not have the power or authority to cause the respondent to be committed to any institution for the treatment of the mentally ill except under the provisions of sections 17a-75 to 17a-83, inclusive, 17a-456 to 17a-484, inclusive, 17a-495 to 17a-528, inclusive, 17a-540 to 17a-550, inclusive, 17a-560 to 17a-576, inclusive, 17a-615 to 17a-618, inclusive, and 17a-621 to 17a-664, inclusive, and chapter 359. General Statutes section 45a-656(d).

Except as provided . . . [under law], a conservator may not terminate a tenancy or lease of a conserved person, as defined in section 45a-644 of the general statutes . . . , sell or dispose of any real property or household furnishings of the conserved person, or change the conserved person's residence unless a Court of Probate finds, after a hearing, that such termination, sale, disposal or change is necessary or that the conserved person agrees to such termination, sale, disposal or change. General Statutes section 45a-656b(a).

Connecticut General Statutes Annotated

Title 7. Municipalities

Chapter 104. Municipal Police and Fire Protection (Refs & Annos)

Part III. Fire Departments

C.G.S.A. § 7-308

§ 7-308. **Liability of volunteer firefighter, volunteer ambulance member or volunteer fire police officer**

Effective: October 1, 2011

Currentness

(a) As used in this section, "municipality" has the same meaning as provided in section 7-314; "fire duties" has the same meaning as provided in section 7-314; "ambulance service" means "ambulance service" as defined in section 7-314b; "volunteer ambulance member" means "active member of an organization certified as a volunteer ambulance service in accordance with section 19a-180" as defined in section 7-314b; and "fire police officer" means any active member of a volunteer fire police organization operating under a municipal fire department that provides support services to such department in accordance with section 7-313a.

(b) Each municipality of this state, notwithstanding any inconsistent provision of law, general, special or local, or any limitation contained in the provisions of any charter, shall protect and save harmless any volunteer firefighter, volunteer ambulance member or volunteer fire police officer of such municipality from financial loss and expense, including legal fees and costs, if any, arising out of (1) any claim, demand, suit or judgment by reason of alleged negligence on the part of such volunteer firefighter, volunteer ambulance member or volunteer fire police officer while performing fire, volunteer ambulance or fire police duties, and (2) any claim, demand or suit instituted against such volunteer firefighter, volunteer ambulance member or volunteer fire police officer by reason of alleged malicious, wanton or wilful act on the part of such volunteer firefighter, volunteer ambulance member or volunteer fire police officer while performing fire, volunteer ambulance or fire police duties. In the event that a court of law enters a judgment against such volunteer firefighter, volunteer ambulance member or volunteer fire police officer for a malicious, wanton or wilful act, such volunteer firefighter, volunteer ambulance member or volunteer fire police officer shall reimburse such municipality for any expenses that the municipality incurred in providing such defense, and such municipality shall be exempt from any liability to such volunteer firefighter, volunteer ambulance member or volunteer fire police officer for any financial loss resulting from such act. This section shall not apply to damages to a person caused by an employee to a fellow employee while both employees are engaged in the scope of their employment for such municipality if the employee suffering such damages or, in the case of his or her death, his or her dependent, has a right to benefits or compensation under chapter 568¹ by reason of such damages. If a firefighter or, in the case of his or her death, his or her dependent, has a right to benefits or compensation under chapter 568 by reason of injury or death caused by the negligence or wrong of a fellow employee while both employees are engaged in the scope of their employment for such municipality, such firefighter or, in the case of his or her death, his or her dependent, shall have no cause of action against such fellow employee to recover damages for such injury or death unless such wrong was wilful and malicious. Such municipality may arrange for and maintain appropriate insurance or may elect to act as a self-insurer to maintain such protection. No action or proceeding instituted pursuant to the provisions of this section shall be prosecuted or maintained against the municipality or firefighter, volunteer ambulance member or volunteer fire police officer unless at least thirty days have elapsed since the demand, claim or claims upon which such action or special proceeding is founded were presented to the clerk or corresponding officer of such municipality. No action for personal injuries or damages to real or personal property shall be maintained against such municipality and firefighter, volunteer ambulance member or volunteer fire police officer unless such action is commenced within one year after the cause of action therefor arose and notice of the intention

to commence such action and of the time when and the place where the damages were incurred or sustained has been filed with the clerk or corresponding officer of such municipality and with the firefighter, volunteer ambulance member or volunteer fire police officer not later than six months after such cause of action has accrued. No action for trespass shall lie against any firefighter crossing or working upon lands of another to extinguish fire or for investigation of such fire. No action for trespass shall lie against any volunteer ambulance member crossing or working upon lands of another while performing ambulance services. No action for trespass shall lie against any volunteer fire police officer crossing or working upon lands of another while performing fire police services. Governmental immunity shall not be a defense in any action brought under this section. In any such action the municipality and the firefighter, or the municipality and the volunteer ambulance member, or the municipality and the volunteer fire police officer, may be represented by the same attorney.

Credits

(1955, Supp. § 266d; 1957, P.A. 401, § 2; 1959, P.A. 446, § 1, eff. July 1, 1959; 1961, P.A. 355; 1965, Feb. Sp.Sess., P.A. 596; 1998, P.A. 98-108, § 2; 2003, P.A. 03-278, § 14, eff. July 9, 2003; 2011, P.A. 11-243, § 1.)

Editors' Notes

Relevant Additional Resources

Additional Resources listed below contain your search terms.

HISTORICAL AND STATUTORY NOTES

Codification

Technical changes were made to conform to Gen.St., Rev. to 1993.

Gen.St., Rev. to 1999, changed the section heading from "Assumption of liability for damages caused by firemen" to "Assumption of liability for damages caused by firemen or volunteer ambulance members".

Section heading was changed to conform to the 2012 Supplement to the Connecticut General Statutes.

CROSS REFERENCES

Municipal employees, assumption of liability for damage caused by, see C.G.S.A. § 7-465.

LAW REVIEW AND JOURNAL COMMENTARIES

Assumption by municipalities of liability for torts of employees. 32 Conn.B.J. 180 (1958).

Government liability in tort. Edwin M. Borchard, 34 Yale L.J. 1 (1924); 34 Yale L.J. 129 (1924); 34 Yale L.J. 229 (1925).

Liability of municipal corporation for negligence in administration of its duties. 20 Yale L.J. 571 (1911).

Liability of municipal corporations and quasi corporations for injuries resulting from negligence in maintaining public parks. 24 Yale L.J. 511 (1915).

Liability of municipalities for torts of officers of street cleaning department. 20 Yale L.J. 652 (1911).

RESEARCH REFERENCES

Treatises and Practice Aids

19 Connecticut Practice Series § 2:15, Volunteer Police, Volunteer Firefighter, and Volunteer Ambulance Personnel.